

R E M A R K S

Applicant cancels claims 4 and 14. Claims 1-3, 5-13, and 15 remain pending in the application. Applicant amends claims 1, 3, 5, 10, 13, and 15 for further clarification. No new matter has been added.

Applicant amends the title of the invention in accordance with the Examiner's suggestion, and, accordingly, respectfully requests that the Examiner withdraw the objection thereto.

Claims 1-15 stand rejected under 35 U.S.C. §102(e) as being anticipated by Arif Diwan (U.S. patent No. 6,801,936, hereinafter Diwan). Applicant respectfully traverses the rejection.

Claim 1 recites

"transmitting, to a plurality of requesting clients on the second network, the video stream of which the delivery to the second network has been permitted by the decision means, wherein the video stream is unicast to each of the requesting clients if the number thereof is equal to or smaller than a predetermined number, and wherein the video stream is multicast to the plurality of requesting clients if the number thereof is greater than the predetermined number."

(Emphasis Added)

That is, the claimed video selection server selects unicasting or multicasting, depending on whether the number of requesting clients is greater than a predetermined number. Diwan fails to disclose this feature of claim 1.

Accordingly, claim 1, as well as claims 2-3 and 5-9 dependent therefrom, patentably distinguishes over the cited reference and is allowable.

Other independent claims 10, 13, and 15 incorporate features that correspond to those of claim 1 cited above, and are, therefore, patentable over the cited reference for at least the same reasons. Claims 11 and 12, dependent from claim 10, are also patentable for at least the reasons offered above with respect to their independent claim, in addition to other reasons.

In view of the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,

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